IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRL.MISC.NO. 44414-M OF 2006

DATE OF DECISION: SEPTEMBER 8, 2006

Amit Bagga

....PETITITIONER

VERSUS

State of Haryana ....RESPONDENT

CORAM: HON'BLE MR.JUSTICE SATISH KUMAR MITTAL

Present: Mr.Manvender Rathee , Advocate,
for the petitioner.
Mr.Partap Singh, Sr.DAG, Haryana.
Mr.Naresh Jain, Advocate,
for the complainant.

...

Petitioner Amit Bagga apprehending his arrest in a non-bailable offence in case FIR No.64 dated 8.3.2006 registered under Sections 420/406/120-B IPC and Sections 3,4and 5 of the Chit Fund Act at Police Station Mahesh Nagar, Ambala, has filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail.

I have heard the counsel for the parties and gone through the contents of the FIR.

This order be read in continuation of the earlier order dated August 3, 2006 passed by this Court.

In this case, the contention of the petitioner is that he had resigned from the Company in question in August, 2004 and subsequently the complainant had allegedly made payment of Rs.20,000/- to Daljit Singh in June, 2005. Counsel further contends that in terms of the aforesaid interim order, the petitioner has joined the investigation. This fact has not been disputed by the State counsel and further on instructions from ASI Ram Udit, states that the petitioner is no more required for further investigation.

In view of the above, without commenting on the merits of the case, the interim order dated August 3, 2006 is made absolute on the same terms and conditions.

This bail order shall remain in operation till the investigation

culminates into filing of challan under Section 173 Cr.P.C. except for material change in the circumstances. Thereafter, the petitioner shall be entitled to the grant of regular bail by the trial Court and the same shall further continue till conclusion of the trial on the conditions to be imposed by the court of competent jurisdiction.

Disposed of accordingly.

September 8, 2006 (SATISH KUMAR MITTAL)
vkg JUDGE